

Appn No. 09/718,725

PATENT APPLICATION

REMARKS

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CENTRAL FAX CENTERThe Claims

DEC 19 2007

The allowability of pending claims 61-75 and the finality of the Office Action of April 2, 2003 was withdrawn in the Office Action of July 17, 2006. Claims 61, 63 and 65 are rejected under 35 U.S.C. 112, first paragraph, and Claims 62, 64 and 66-75 are objected to.

Claims 61-75 have been cancelled without prejudice or disclaimer and new claims 76-86 have been added. Claims 76 and 77 are directed to antibodies which specifically bind an OPG polypeptide consisting of residues 22-401 of SEQ ID NO:121 and SEQ ID NO:123. Claims 78-86 correspond to the subject matter of Claims 67-75 which were previously pending.

Rejection under 35 U.S.C. 112

Claims 61, 63 and 65 are rejected under 35 U.S.C. 112 first paragraph, as the specification is allegedly not enabling for an antibody or fragment thereof which specifically binds a portion of the amino acid sequence of SEQ ID NO:121 (or SEQ ID NO:123 or SEQ ID NO:125), wherein the portion comprises an epitope recognized by the antibody [Examiner's emphasis]. Without acquiescing to the rejection and solely to advance prosecution, Applicants have cancelled Claims 61, 63 and 65 without prejudice or disclaimer, thereby rendering the rejection moot.

CONCLUSION

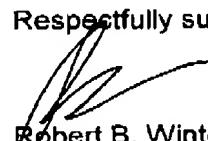
Claims 76-86 are believed to be in condition for allowance and an early notice thereof is solicited.

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Applicants believe that no fees are due for this filing. However, should any fees be due, the Patent Office is hereby authorized to charge any additional fees required for this filing or credit any overpayment to Deposit Account No. 01-0519 in the name of Amgen Inc.

Respectfully submitted,



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